

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OTIS MIGUEL CRAWFORD,
Plaintiff,
v.
RANDY GROUNDS,
Defendant.

Case No. [14-cv-00958-JD](#)

ORDER OF DISMISSAL

Re: Dkt. Nos. 1, 2

On February 28, 2014, petitioner filed a motion for an extension of time to file a petition of writ of habeas corpus and indicated that he was still trying to exhaust his state remedies. Petitioner was informed that he must file a petition within twenty-eight days or the case would be dismissed. The time period has passed and petitioner has not filed a petition. Petitioner has filed a letter stating that he has not had meaningful access to the law library. However, access to the law library is not the proper subject of a habeas action. Regardless, it does not appear that petitioner has exhausted his state court remedies that is required to file a federal petition. This action is dismissed without prejudice and petitioner may re-file his petition when it is ready.

CONCLUSION

1. The motion for an extension (Docket No. 1) is DENIED.
2. Leave to proceed in forma pauperis (Docket No. 2) is GRANTED.
3. This case is DISMISSED without prejudice.

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1 Because reasonable jurists would not find the result here debatable, a certificate of
2 appealability (“COA”) is DENIED. *See Slack v. McDaniel*, 529 U.S. 473, 484-85 (2000)
3 (standard for COA). The clerk shall close the file.

4 **IT IS SO ORDERED.**

5 Dated: May 2, 2014

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8 JAMES DONATO
9 United States District Judge
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